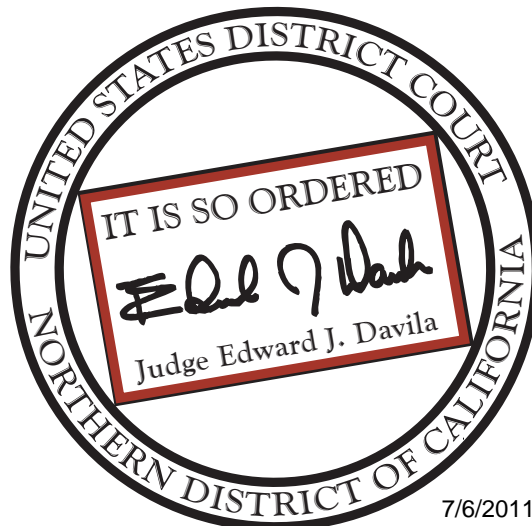


#65909-3-104
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 CAPTAIN SCOT SMITHEE, OFFICER
 RODRIGUEZ, SERGEANT WES STANFORD,
 OFFICER JAQUEZ, OFFICER HEATH



IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

ESTATE OF GURMIT SINGH, et)	Case No. C09-00740 EJD
al.,)	
)	STIPULATION OF DISMISSAL OF
Plaintiffs,)	DEFENDANTS, POLICE CHIEF
)	DENISE TURNER and CAPTAIN
vs.)	SCOTT SMITHEE; ORDER
)	
CITY OF GILROY, et al.,)	Complaint Filed: 2/19/09
)	
Defendants.)	[JURY TRIAL DEMANDED]
)	

Defendants, POLICE CHIEF DENISE TURNER and CAPTAIN SCOT
 SMITHEE, and Plaintiffs ESTATE OF GURMIT SINGH, et al., by and
 through their counsel, stipulate as follows:

1. Plaintiffs will voluntarily dismiss the above-captioned
 court case, with prejudice, as to Defendants POLICE CHIEF DENISE
 TURNER and CAPTAIN SCOT SMITHEE, only.

2. Defendants will not seek recovery of any attorneys' fees
 or costs incurred in the defense of this case to date as a result
 of Plaintiffs' voluntary dismissal of this portion of the court
 case.

3. Each side to bear its own attorneys' fees and costs.

IT IS SO STIPULATED.

Date: _____ CASPER, MEADOWS, SCHWARTZ & COOK

BY: ANDREW C. SCHWARTZ,
Attorneys for Plaintiffs.

Date: 6/1/11 _____ LAW OFFICES OF KAREN SNELL

Karen Snell

BY: KAREN SNELL,
Attorneys for Plaintiffs.

Date: 6/26/11 _____ BURTON, SCHMAL & DiBENEDETTO, LLP

[Signature]
BY: TIMOTHY J. SCHMAL
Attorneys for Defendants,
CITY OF GILROY, POLICE CHIEF DENISE
TURNER, CAPTAIN SCOT SMITHEE, OFFICER
RODRIGUEZ, SERGEANT WES STANFORD,
OFFICER JAQUEZ, OFFICER HEATH

O R D E R

IT IS SO ORDERED. _____.

Date: _____

THE HONORABLE EDWARD DAVILA,
JUDGE OF THE U.S. DISTRICT COURT.

3. Each side to bear its own attorneys' fees and costs.
IT IS SO STIPULATED.

Date:

6/24/11

CASPER, MEADOWS, SCHWARTZ & COOK



BY: ANDREW C. SCHWARTZ,
Attorneys for Plaintiffs.

Date:

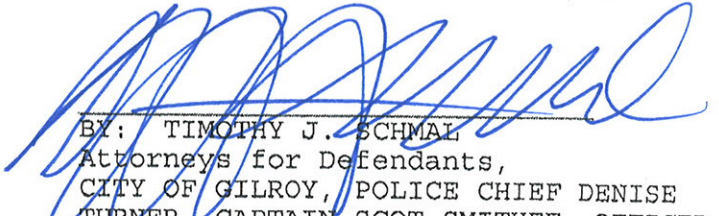
LAW OFFICES OF KAREN SNELL

BY: KAREN SNELL,
Attorneys for Plaintiffs.

Date:

6/26/11

BURTON, SCHMAL & DiBENEDETTO, LLP



BY: TIMOTHY J. SCHMAL
Attorneys for Defendants,
CITY OF GILROY, POLICE CHIEF DENISE
TURNER, CAPTAIN SCOT SMITHEE, OFFICER
RODRIGUEZ, SERGEANT WES STANFORD,
OFFICER JAQUEZ, OFFICER HEATH

O R D E R

IT IS SO ORDERED.

Date:

July 6, 2011



THE HONORABLE EDWARD DAVILA,
JUDGE OF THE U.S. DISTRICT COURT.